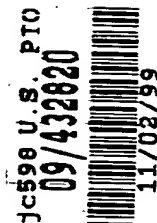




IN THE UNITED STATES PATENT AND TRADEMARK OFFICE



A4/k
M.g.
3/6/00

Docket No. A-57004-4/RFT/JJD

Anticipated Classification of this Application:

Class: Subclass:

Prior Application

Examiner: I. Yucel

Art Unit: 1636

"EXPRESS MAIL" MAILING LABEL

NUMBER EM013764903

DATE OF DEPOSIT November 2, 1999

I HEREBY CERTIFY THAT THIS PAPER OR FEE IS BEING
DEPOSITED WITH THE UNITED STATES POSTAL SERVICE
"EXPRESS MAIL POST OFFICE TO ADDRESSEE" SERVICE UNDER
37 CFR 1.10 ON THE DATE INDICATED ABOVE AND IS
ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS,
WASHINGTON, DC 20231.

TYPED NAME Geody Domingo

SIGNED

Box PATENT APPLICATION FEE
Assistant Commissioner for Patents
Washington, DC 20231

Sir:

This is a request for filing

☐ an Original

☒ a Continuation

☐ a Divisional

☐ a Continuation-in-part

application under 37 C.F.R. 1.53(b), in the name of

Archana Kapoor, La Jolla, CA; Anil Munshi, LaJolla, CA

(Names of ALL Applicants)

for MEMBRANE-ASSOCIATED IMMUNOGENS OF MYCOBACTERIA

(Title of Invention)

This ☒ continuation ☐ divisional ☐ continuation-in-part

claims priority to pending application Serial No. 09/099,902, filed on 6/18/98, which is a divisional of application
08/710,676, filed on 9/23/96, which is a divisional of application Serial No. 08/192,632, filed on 2/7/94, now
issued patent no. 5,559,011; which is a divisional of application Serial No. 07/906,395, filed on 6/29/92, now issued
patent. no. 5,330,754.

1. Enclosed is a

(a) ☐ new application.

(b) ☐ a continuation-in-part application.

(c) ☒ a copy of the prior application.

2. (a) ☐ Enclosed is a new Declaration.

(b) ☒ Enclosed is a copy of the prior Declaration as originally filed.

3. (a) ☐ Enclosed is a Small Entity Affidavit.

(b) ☒ A Small Entity Affidavit is of record in the prior application.

4. ☒ The filing fee is calculated below:

Claims as filed in the prior application, less any claims canceled by amendment below:

	(Col. 1) NO. FILED	(Col. 2) NO. EXTRA	SMALL ENTITY RATE FEE	OTHER THAN SMALL ENTITY RATE FEE
BASIC FEE			\$395	\$790
TOTAL CLAIMS	1 - 20 = 0	0	x 11 = \$	x 22 = \$
INDEP CLAIMS	1 - 3 = 0	0	x 41 = \$	x 82 = \$
MULTIPLE DEPENDENT CLAIM PRESENTED			+ 135 = \$	+ 270 = \$
If the difference in Col 1 is less than zero, enter "0" in Col. 2			TOTAL \$395	TOTAL \$

5. ☒ No check is enclosed, the Commissioner is hereby authorized to charge any fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 06-1300 (Order No. A-57004-4/RFT/JJD).

6. ☐ Our check in the amount of \$_____ is enclosed.

7. ☒ Cancel in this application original claims 2-23 of the prior application before calculating the filing fee. (At least one independent claim must be retained for filing purposes.)

8. ☒ Amend the specification by inserting before the first line the sentence:

-This is a ☒ continuation ☐ divisional ☐ continuation-in-part

a13 of application Serial No. 09/099,902, filed on 6/18/98, which is a divisional of application Serial No. 08/710,676, filed 9/23/96, which is a divisional of application Serial No. 08/192,632, filed on 2/7/94, now issued patent no. 5,559,011; which is a divisional of application Serial No. 07/906,395, filed on 6/29/92, now issued patent no. 5,330,754.

9. (a) ☒ Informal drawings are enclosed.

(b) ☐ Formal drawings are enclosed.

10. (a) _____ Priority of application Serial No. _____ filed on _____ in _____ is claimed under 35 U.S.C. 119.

(b) _____ The certified copy has been filed in prior application Serial No. _____ filed on _____.

11. _____ An Assignment is enclosed.

12. _____ The prior application is assigned of record to _____

13. _____ A Power of Attorney by Assignee is enclosed.

14. ☒ The power of attorney in the prior application is to:

Name: Flehr Hohbach Test Albritton & Herbert LLP

Address: 4 Embarcadero Center, Suite 3400

San Francisco, CA 94111

(a) ☒ The power appears in the original papers in the prior application.

(b) _____ Since the power does not appear in the original papers, a copy of the power in the prior application is enclosed.

(c) _____ Address all future communications to:


FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP
Suite 3400, Four Embarcadero Center
San Francisco, California 94111-4187
Telephone: (415) 781-1989

15. ☒ A preliminary amendment is enclosed. (Claims added by this amendment have been properly numbered consecutively beginning with the number next following the highest numbered original claim in the prior application.)

16. _____ A Prior Art Statement is enclosed.

17. ☒ I hereby verify that the attached papers are a true duplicate of prior application Serial No. 09/099,902 as originally filed on 6/18/98.

Date: November 2, 1999

Signature: 
Richard F. Trecartin
Reg. No. 31,801

Address of Signer:

FLEHR HOHBACH TEST
ALBRITTON & HERBERT LLP
4 Embarcadero Center, Suite 3400
San Francisco, CA 94111
Telephone: (415) 781-1989

X

Attorney or agent of record

Filed under Section 1.34(a)